



PUBLIC NOTICE

US Army Corps
of Engineers
New York District, CENAN-OP-R
Upstate Regulatory Field Office
1 Buffington Street, Bldg. 10, 3rd Floor
Watervliet, New York 12189-4000

In replying refer to:

Public Notice Number: NAN-2015-00363-UDA
Issue Date: May 18, 2016
Expiration Date: May 30, 2016

To Whom It May Concern:

The New York District, Corps of Engineers has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 U.S. C. 1344).

APPLICANT: Town of Colonie
Department of Public Works, Bureau of Engineering
Colonie Town Hall
534 Loudon Road
Newtonville, New York 12128

ACTIVITY: Discharge of Fill Material

WATERWAY: Wetlands (Mohawk River Watershed)

LOCATION: Town of Colonie, Albany County, New York

A detailed description and plans of the applicant's activity are enclosed to assist in your review.

On March 30, 2016, the New York District, Corps of Engineers (the District) issued Public Notice Number NAN-2015-00363-UDA for the Town of Colonie's proposed landfill expansion. In response to the public notice, the District received numerous requests from the public to extend the 30-day comment period. In order to ensure that the public has adequate time to provide the District with the comments and information necessary to fully evaluate the probable impact that the proposed activity could have upon the public interest pursuant to 33 CFR 325.3, the comment period has been extended until May 30, 2016.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic

properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

ALL COMMENTS REGARDING THE PERMIT APPLICATION MUST BE PREPARED IN WRITING AND MAILED TO THE ATTENTION OF ANDREW DANGLER AT THE ABOVE ADDRESS, OR SENT VIA ELECTRONIC MAIL TO andrew.c.dangler@usace.army.mil, TO REACH THIS OFFICE BY THE EXPIRATION DATE OF THIS NOTICE, otherwise, it will be presumed that there are no objections to the activity. Comments provided will become a part of the public record for this action.

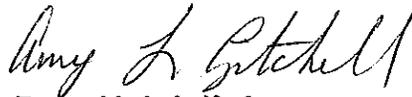
Any person may request, in writing, before this public notice expires, that a public hearing be held to collect information necessary to consider this application. Requests for public hearings shall state, with particularity, the reasons why a public hearing should be held. It should be noted that information submitted by mail is considered just as carefully in the permit decision process and bears the same weight as that furnished at a public hearing.

In order for us to better serve you, please complete our Customer Service Survey located at:

<http://www.nan.usace.army.mil/Missions/Regulatory/CustomerSurvey.aspx>

It is requested that you communicate the foregoing information concerning the activity to any persons known by you to be interested and who did not receive a copy of this notice. If you have any questions concerning this application, you may contact Andrew Dangler of this office at (518) 266-6356.

For more information on New York District Corps of Engineers programs, visit our website at <http://www.nan.usace.army.mil>



For and in behalf of

Stephan A. Ryba
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

The applicant, the Town of Colonie, has requested a Department of the Army permit for the discharge of fill material into waters of the United States to facilitate the expansion of its municipal landfill. The project site is located within the Mohawk River watershed, along the east side of Loudon Road and along the west side of Cohoes-Crescent Road, in the Town of Colonie, Albany County, New York.

The work would involve the discharge of fill material into a maximum of 0.55-acre of palustine emergent wetland and 0.88-acre of palustrine forested wetland to facilitate the expansion of Area 7 of the landfill. As currently proposed, the area for liner construction would be 58 acres in size with an additional 16 acres of vertical landfill development over existing Areas 5 and 6. Approximately 25 acres will be a new waste footprint, and the remainder of the new liner would be constructed over the waste footprint for areas 1-4. The development of Area 7 would provide for solid waste disposal at the site until 2040.

The applicant has stated that they have avoided and minimized the projects proposed impacts to the maximum extent practicable by: redesigning the project to reduce the proposed wetland impacts from 2.93 acres to 1.43 acres, avoiding higher value on-site wetlands, and minimizing clearing within the upland buffers. To mitigate for the proposed impacts to waters of the United States, the applicant proposes to purchase 3.2 acres of credits from the Wetland Trust's Susquehanna Basin Headwaters and Adjacent Basins In-Lieu Fee Program.

The stated purpose of this project is to provide continued operation of the Town of Colonie landfill for use by the Town of Colonie and the surrounding communities.